

Revised to include Addendum 1A.

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
August 6, 2002, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation
 - Pledge of Allegiance
 - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Distinguished Service Citations
 - Proclamations
-

PUBLIC AGENDA

Parvan Bakardiev – Wichita Grand Opera.

King David Davis – Honorable Justice.

NEW BUSINESS

1. Kansas Sports Hall of Fame. (District V)

The Kansas “All-Sports” Hall of Fame has selected Wichita as its new home. The proposed site is located at 238 North Mosley.

RECOMMENDED ACTION: Approve incentives package, Contract, architect selection, and first reading of the Bond Ordinance.

(Addendum)

- 1A. Fair Fares Initiative – Frontier Jet Express Contract – Mesa Air Group.

RECOMMENDED ACTION: Approve the Contract; authorize the necessary signatures.

2. Reduction of Northeast Redevelopment District Boundaries – Tax Increment Financing. (District I)

The proposed Ordinance would remove devalued areas to restore tax increment value added redevelopment.

RECOMMENDED ACTION: Approve reduction and first reading of the Ordinance.

3. 2003 Annual Operating Budget and Revisions to the 2002 Budget.

RECOMMENDED ACTION: Receive comments.

CITY COUNCIL AGENDA

4. Proclamation:

Community Unity Day

RECOMMENDED ACTION: Authorize issuance of Proclamation.

5. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

6. Report of the Board of Bids and Contracts Dated August 5, 2002.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

7. Applications for Licenses for Adult Entertainment Establishments/Services:

Renewal Adult Entertainment

Valerie Washington	X-Citement Video	220 East 21 st Street
Valerie Washington	X-Citement Video	3909 West Pawnee

New Adult Entertainment

David A. Cherry	Kansas Video Corp dba Video Adventures	2726 North Amidon
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New Escort Service

Laura J. Johnson	Foxy Ladies Express	315 North Indiana
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RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

8. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2002</u>	<u>(Consumption on Premises)</u>
Bui Van Hanh Mark T. Ryan	Saigon Restaurant* Ryan Boys Inc.*	1103 North Broadway 300 South Greenwich Road #21
		<u>(Consumption off Premises)</u>
David Bullington	Wal-Mart Supercenter #1507	3030 North Rock Road
Ben J. Schultz	T & E Oil Co., dba Pantry Plus #11	3935 North Broadway
Thuy T. Nguyen	Quick Pick	3733 North Arkansas
Mike Hoffman	Kwik Shop #714	4811 South Seneca
Mike Hoffman	Kwik Shop #722	3959 South Hydraulic
Mike Hoffman	Kwik Shop #731	710 West 29 th Street North
Mike Hoffman	Kwik Shop #748	2809 East Douglas
Mike Hoffman	Kwik Shop #772	2750 South Oliver
David Holthe	Crossroads 66 #27050	7136 West Central
David Holthe	Mount Vernon 66 #27981	2001 South Oliver
David Holthe	Tyler 66 #27747	1254 South Tyler
David Holthe	Reflection Ridge 66 #27754	7236 West 21 st Street
David Holthe	515 North Seneca #27645	515 North Seneca
David Holthe	Williamsburg 66 #27216	1350 North Oliver
David Holthe	Expressway 66 #27904	3311 North Rock Road
David Holthe	Broadway 66 #27375	4821 South Broadway
David Holthe	Lynncrest 66 #26635	1250 South Rock Road
David Holthe	Town West 66 #27222	4414 West Maple
Jim L. Smith	Farmer's Market, Inc.	2901 North Broadway
Thane Bowles	T & D Conoco	1535 East Pawnee

<u>New Operator</u>	<u>(Consumption on Premises)</u>
Elva Devora	Conquistado's Mexican Restaurant* 1504 West 21 st Street

Special Event September 14-15, 2002

Cirilo P. Arteaga	American GI Forum	Twin Lakes Shopping Center
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*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

9. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

10. Preliminary Estimates:

- a) Improving Rock Road from 32nd Street North to K-96 - Rock Road at K-96 Bypass.
(87 N-0198-01/472-83439/706830/201296) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$963,690.00

(Item 10 continued)

- b) Intersection improvements for 21st Street and Rock Road. (87 N-0199-01/472-83438/706829/201295) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$2,156,014.00
- c) Phase 2 water supply line improvements in 29th Street North, East of Maize Road - along 29th Street North, east from Maize Road. (448-89434/633715/750556) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$351,580.10
- d) 2002 wheelchair ramp and sidewalk - Phase 3 - north of Pawnee, east of Meridian. (472-83437 /706828 /202294) Traffic to be maintained during construction using flagpersons and barricades. (District II, I'V & VI) - \$184,690.00
- e) 2002 sanitary sewer reconstruction Phase 4 - various locations - west of Hillside, south of Central. (468-83443/620343/662466) Traffic to be maintained during construction using flagpersons and barricades. (District I & IV) - \$182,000.00
- f) 2002 sanitary sewer rehabilitation, Phase D - north of 21st, east of Hillside. (468-83444/620342/662465) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$300,000.00
- g) Lavon area sanitary sewer improvements, Phase 3 (CIPP) - east of Hillside, north of 13th Street North. (468-83307/624071/651524) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$209,000.00
- h) Underground utility work associated with Central Rail Corridor. (468-83473/636117/133116/772514) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$82,079.80
- i) Lateral 4, Main 19, Southwest Interceptor Sewer to serve Ridge Port Commercial Park - north of 29th Street North, west of Ridge. (468-83386/743927/480615) Does not affect existing traffic. (District V) - \$167,000.00
- j) Lateral 11, Main 17, Southwest Interceptor Sewer to serve Forest Lakes Addition - north of 29th Street North, west of Ridge. (468-82309/743934/480622) Does not affect existing traffic. (District V) - \$83,000.00
- k) Water distribution system to serve Forest Lakes Addition - north of 29th Street North, west of Ridge. (448-88708/735071/470741) Does not affect existing traffic. (District V) - \$40,000.00
- l) (Amended) – cost of Churchill Circle from the south line of Lot 24, Block 2, to the west line of Lot 34, Block 2; and Churchill Court serving Lots 27 through 31, Block 2, from the north line of Churchill Circle to and including the cul-de-sac to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb. (765704/472-83245/490815) (District II) – Total Estimated Cost \$97,020.00
- m) (Amended) – cost of Hendryx from the west line of Lot 3, Block B, west to the north line of Reece Road; on Reece Road from the west line of Hendryx, south to the west line of McCormick Avenue; on McCormick Avenue, from the south line of Reece Road, east to the west line of Lot 15, Block B; on Reece Circle from the west line of Reece Road, north to and including the cul-de-sac - south of Maple, west of 151st Street West, (765712/472-82937/490823) (District V) – Total Estimated Cost \$255,450.00

RECOMMENDED ACTION: Approve and file.

11. Deeds and Easements:

- a) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in the Northeast 1/4 of Section 31, Township 27 South, Range 2 East of the 6TH P. M., Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- b) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in Spring Lake, an Addition to Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- c) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in the Street Right-Of-Way (Maryland Drive) and Drainage Dedication for the Gypsum Creek in Blocks E, F, and G of the Broadmoor Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- d) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in the east half Lot 21, Block G, of the Broadmoor Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- e) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in Lot 22, Block G, of the Broadmoor Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- f) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in Lot 23, Block G, of the Broadmoor Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- g) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in Lot 1, Hall-King 2nd Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- h) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in the Langland Addition, Wichita, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- i) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in the Conquistador Addition, Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- j) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land in Dwayne Addition to Wichita, Sedgwick County, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- k) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract of land along the west line of Mansfield Drive, Blocks 2 thru 8 of the Sunny-Brook Addition to Wichita, Kansas (War Ind Ph IV, OCA# 623323). No cost to City.
- l) Street Light Easement dated June 12, 2002 from Shawn & Angela B. Webb for a tract of land in Lot 39, Hillsdale Avenue (now Glendale Avenue), Highland View Addition to Wichita, Kansas (OCA# 132001). No cost to City.

(Item 11 continued)

- m) Drainage and Utility Easement dated June 26, 2002 from Ridge Port Group, LLC, a Kansas Limited Liability Company for a tract of land in Lots 14, 15 and 16, Block B, Ridge Port North 4th Addition, Wichita, Sedgwick County, Kansas (OCA# 765735). No cost to City.

RECOMMENDED ACTION: Accept documents.

12. Statements of Cost:

- a) Improving Auburn Hills Clubhouse - south of Maple, west of 135th Street West. Total Cost - \$22,100.00 (plus idle fund interest - \$1,003.89, plus temporary note interest - \$1,252.11). Financing to be issued at this time - \$24,356.00. (765149/472-82988/490-616).
- b) Improving Auburn Hills Clubhouse - south of Maple, west of 135th Street West. Total Cost - \$16,900.00 (plus idle fund interest - \$811.91, plus temporary note interest - \$939.09). Financing to be issued at this time - \$18,651.00. (765156/472-82989/490-617).
- c) Improving Auburn Hills Clubhouse - south of Maple, west of 135th Street West. Total Cost - \$492.58 (plus idle fund interest - \$65.42, plus temporary note interest - \$0.00). Financing to be issued at this time - \$558.00. (765164/472-82990/490-618).
- d) Improving Auburn Hills Clubhouse - South of Maple, west of 135th Street West. Total Cost - \$114,400 (plus idle fund interest - \$7,324.79, plus temporary note interest - \$5,728.21). Financing to be issued at this time - \$127,453.00. (765172/472-82991/490-619).
- e) Improving Auburn Hills Clubhouse - south of Maple, west of 135th Street West. Total Cost - \$345,950.00 (plus idle fund interest - \$18,671.94, plus temporary note interest - \$16,836.06). Financing to be issued at this time - \$381,458.00. (765180/472-82992/490-620).

RECOMMENDED ACTION: Approve and file.

13. Petitions for Public Improvements:

- a) Storm water sewer to serve part of Ridge Plaza Eighth Addition – west of Ridge, south of Maple. (District V)
- b) Sidewalk at the northeast corner of Douglas and Wabash. (District I)
- c) Sanitary sewer laterals to serve two unplatted tracts located east of Hillside, south of 53rd Street North. (District I)
- d) Sanitary sewer and water distribution system to serve part of Woodland Hills Addition – north of Central, west of 151st Street West. (District V)
- e) Street paving and sanitary sewer to serve part of Pine Bay Estates – east of Hydraulic, south of 53rd Street South. (District III)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

14. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

15. Quarterly Financial Report for the Period Ended June 30, 2002.

RECOMMENDED ACTION: Receive and file.

16. Agreements/Contracts:

- a) [CDBG](#) – Community Housing Services Wichita/Sedgwick County.
- b) [Center](#) of HOPE Emergency Shelter.
- c) [Construction](#) engineering for 21st Street North and Rock Road intersection. (District II)
- d) [Construction](#) engineering for Mount Vernon and George Washington Boulevard Intersection. (District III)
- e) [No](#) protest – Old Lawrence Road, south of 37th Street North. (District VI)
- f) [Supplemental](#) – professional services – North Industrial Corridor Project.
- g) [Amendment](#)- Housing Improvement Loan Program.
- h) [Management](#) Partners, Inc.
- i) [Sewer](#) line rehabilitation. (District I)
- j) [Janitorial](#) services for Branch Libraries.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

17. Design Services Agreements:

- a) [Ridge](#) Port Commercial Park and Ridge Port Second Additions – north of 29th Street, west of Ridge. (District V)
- b) [Mediterranean](#) Plaza Addition – west of Webb, south of 37th Street North. (District II)
- c) [Chapel](#) Hill Addition – north of 13th, east of Greenwich. (District II)
- d) [Forest](#) Lakes – north of 29th Street North, west of Ridge. (District VI)
- e) [Supplemental](#) for George Washington Boulevard and Mount Vernon. (District III)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

18. [Change Order – Sewage Treatment Plant No. 2.](#)

RECOMMENDED ACTION: Approve Change Order; authorize necessary signatures.

19. [Grant Applications:](#)

- a) [EPA](#) – Four-Mile Grant.
- b) [Federal](#) Safe and Drug-Free Schools and Communities.
- c) [Kansas](#) Impaired Driving Deterrence Program Grant.
- d) [Northwest](#) Sewage Treatment Plant III.

RECOMMENDED ACTION: Approve Grant application and receipt of funds; authorize necessary signatures.

20. [Adult Care Home Inspection Grant Renewal.](#)

RECOMMENDED ACTION: Approve grant acceptance; authorize necessary signatures.

21. [Transfer of Nuisance Abatement Funds.](#)

RECOMMENDED ACTION: Approve budget adjustment.

22. [Playground Amenities and Equipment Rehabilitation.](#)

RECOMMENDED ACTION: Adopt Resolutions; authorize initiation of projects.

23. [Sale of Multifamily Housing Project – Midland/MacArthur Park, L.P. \(District III\)](#)

RECOMMENDED ACTION: Adopt the Resolution.

24. [Purchase of Radar Trailers and Units.](#)

RECOMMENDED ACTION: Approve purchase; authorize necessary signatures.

25. [Purchase of Driving Simulators.](#)

RECOMMENDED ACTION: Approve the purchase and Agreements; authorize necessary signatures.

26. [Wichita](#) Employees' Retirement System, Police and Fire Retirement System 2001 Comprehensive Financial Report.

RECOMMENDED ACTION: Receive and file.

27. Property Acquisition:

- a) [Kechi](#) Sanitary Sewer Main Easement. (District I)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

28. [Transfer](#) of Easements – Wichita Gas Utility.

RECOMMENDED ACTION: Approve transfer of Easements; authorize necessary signatures.

29. [Release](#) of Water Easement.

RECOMMENDED ACTION: Approve the release; authorize necessary signatures.

30. Sale of Surplus Property:

- a) [South](#) side of 21st Street North, between Grove and Erie. (District I)

- b) [Adjacent](#) to 450 Greenwood. (District I)

RECOMMENDED ACTION: Approve sale and Contracts; authorize necessary signatures.

31. [Property](#) Exchange – Southwest and Southeast Corners of Kellogg and Oliver. (District II)

RECOMMENDED ACTION: Approve exchange and Contract; authorize necessary signatures.

32. [Rescinding](#) Resolution – Sanitary Sewer to Serve Mid-Continent Industrial Park – East of Maize Road, South of K-42 Highway. (District V)

RECOMMENDED ACTION: Adopt Resolution.

33. Second Reading Ordinances: (First read July 16, 2002)

a) Plant equity fees.

1. An Ordinance amending Section 16.14.041 of the Code of the City of Wichita, Kansas pertaining to payment of Plant Equity Fees for connection of sewer service; and repealing the Original of Section 16.14.041.
2. An Ordinance amending Section 17.12.061 of the Code of the City of Wichita, Kansas pertaining to payment of Plant Equity Fees for connection of water service; and repealing the Original of Section 17.12.061.

b) Alternative Correctional Housing.

An Ordinance amending Section 20.08.120 pertaining to the exemption of certain existing Alternative Correctional Housing Facilities from spacing requirements related to such facilities that house sex offenders, and creating Section 20.08.125 of the Code of the City of Wichita pertaining to additional standards required of such Alternative Correctional Housing Facilities and repealing the original of Section 20.08.120.

c) 21ST street and 119th Street West intersection traffic signals.

An Ordinance declaring the Intersection of 21st Street North at 119th Street West (472-83609) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same.

d) A 02-13 – north of 53rd Street North and one-half mile east of Rock Road. (District II)

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto. A02-13

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

*34. SUB2001-105 – Plat of Gray's Fifth Addition – East Side of Hoover, North of 47th Street South. (District IV)

RECOMMENDED ACTION: Approve documents and Plat; authorize necessary signatures; adopt Resolutions.

- *35. SUB2002-48 – Plat of Shaver Second Addition – North Side of MacArthur Road, East of I-135. (District III)

RECOMMENDED ACTION: Approve documents and Plat; authorize necessary signatures; adopt Resolutions; and approve first reading of ZON2001-66 Ordinance.

- *36. DED2002-19 – Dedication of Street Right-of-Way – Northwest Corner of Salina and 31st Street North. (District VI)

RECOMMENDED ACTION: Accept the Dedication.

- *37. DED2002-20 – Dedication of Utility Easement – Northwest Corner of Salina and 31st Street North. (District VI)

RECOMMENDED ACTION: Accept the Dedication.

- *38. DED2002-21 – Dedication of Utility Easement – Northwest Corner of 25th Street and Bullinger. (District VI)

RECOMMENDED ACTION: Accept the Dedication.

- *39. ZON2000-00036 – Extension of Time to Complete Platting Requirement for Zone Change Request from Single-Family Residential to Limited Commercial – North of Taft, West of Julia. (District V)

RECOMMENDED ACTION: Approve six-month extension to January 9, 2003.

- *40. [ZON2002-00030](#) – Zone Change from Single-Family Residential to Limited Industrial – North of Harry, East of Sabin. (District IV)

RECOMMENDED ACTION: Approve zone change, subject to submittal of “no protest” Agreement for paving of Sabin, and dedication of additional five-feet of right-of-way for Sabin and additional two-feet of utility easement; approve first reading of Ordinance, publication to be withheld until Petition received and Dedications are recorded with Register of Deeds.

- *41. [A02-12](#) – Annex Land ¼ Mile East of 127th Street East, North of Harry. (District II)

RECOMMENDED ACTION: Approve annexation and first reading of Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

42. [Supplemental – FlightSafety International.](#)

RECOMMENDED ACTION: Approve Agreement; authorize necessary signatures.

43. [Airport Marketing Campaign.](#)

RECOMMENDED ACTION: Approve the Contract; authorize necessary signatures.

44. [Communications Cable Plant.](#)

RECOMMENDED ACTION: Approve the budget.

45. [Utility Improvements.](#)

RECOMMENDED ACTION: Approve the Change Order; authorize the necessary signatures.

46. [Airport Limousine Service.](#)

RECOMMENDED ACTION: Approve the Agreement; authorize necessary signatures.

Adjournment
